

**REMARKS**

**I. Status of the Claims**

The Office Action indicates claims 1-95 to be pending in this Application, with the Office Action indicating claims 24-47 and 71-94 to be withdrawn from consideration. With this response, claims 1, 2, 5, 6, 9, 13-16, 18, 21, 48, 49, 52, 53, 56, 60-63, 65, 68, and 95 are amended, claims 24-47 and 71-94 are canceled without prejudice or disclaimer, and claim 96 is added. No new matter has been added.

Claims 5 and 52 are objected to.

Claims 17 and 64 are rejected under 35 U.S.C. 112, first paragraph.

Claims 1-23, 48-70, and 95 are rejected under 35 U.S.C. 112, second paragraph.

Claims 1-3, 6-16, 19-22, 48-50, 53-63, 66-69, and 95 are rejected under 35 U.S.C. 102(b) as being anticipated by Robertson (U.S. Patent No. 6,269,369).

Claims 17, 23, 64, and 70 are rejected under 35 U.S.C. 103(a) as being unpatentable over Robertson in view of Tsou (U.S. Application No. 2002/0184089).

Claims 18 and 65 are rejected under 35 U.S.C. 103(a) as being unpatentable over Robertson in view of Young (U.S. Patent No. 7,024,690).

Claims 4 and 51 are rejected under 35 U.S.C. 103(a) as being unpatentable over Robertson in view of Bieganski (U.S. Patent No. 6,412,012).

Claims 5 and 52 are rejected under 35 U.S.C. 103(a) as being unpatentable over Robertson in view of Spooner (U.S. Application No. 2005/0034099).

Claims 1, 48, 95, and 96 are independent.

**II. Cancellation of Claims 24-47 and 71-94**

The Office Action states that:

“[t]his application contains claims 24-47 and 71-94 drawn to an invention nonelected with traverse in Paper No. 20061107. A complete reply to the final rejection must include cancellation of nonelected claims or other appropriate action (37 CFR 1.144). See MPEP § 821.01” (see Office Action p. 3).

With this response, Applicants cancel claims 24-47 and 71-94 in accordance with the Office Action’s request.

**III. Objection to Claims 5 and 52**

The Office Action objects to claims 5 and 52, the Office Action stating that:

“[c]laims 5 and 52 contain the acronym ‘IMEI,’ which should be spelled out in the claims. Appropriate correction is required” (see Office Action p. 3).

With this response, Applicants amend claims 5 and 52 in accordance with the Office Action’s request. No new matter has been added.

In view of at least the foregoing, Applicants respectfully request that the objection be withdrawn.

**IV. Rejection under 35 U.S.C. 112, First Paragraph**

The Office Action rejects claims 17 and 64 under 35 U.S.C. 112, first paragraph, the Office Action stating that:

“[t]he limitation ‘IEEE 802.15.1’ does not appear to be supported by the applicant’s original disclosure” (see Office Action p. 3).

However, for at least the reasons that IEEE 802.15.1 corresponds to Bluetooth and that the of the disclosure of the present application states, for instance, that:

“... short-range communications might, for example, employ Bluetooth, IEEE 802.15a, IEEE 802.15.3, 802.11a, 802.11b, 802.11g, and/or the like”  
(see disclosure of the present application p. 37; emphasis added),

Applicants respectfully disagree.

In view of at least the foregoing, Applicants respectfully request that the rejection be withdrawn.

**V. Rejection under 35 U.S.C. 112, Second Paragraph**

The Office Action rejects claims 1-23, 48-70, and 95 under 35 U.S.C. 112, second paragraph, the Office Action stating that:

“[c]laims 1, 48, and 95 each recite the limitation ‘socially-relevant recommendation.’ The metes and bounds of this limitation are unclear to the examiner and the term also does not appear to be explicitly defined in the applicant’s specification”  
(see Office Action p. 4).

For at least the reasons set forth in the response to the last Office Action, Applicants respectfully disagree. Nevertheless, to facilitate prosecution, claims 1, 48, and 95 are amended herewith.

Applicants respectfully submit that claims 1-23, 48-70, and 95, at least with the amendments herewith, are in compliance with 35 U.S.C. 112, second paragraph, and Applicants respectfully request that the rejection be withdrawn.

**VI. Amendment of Independent Claims 1, 48, and 95**

With this response independent claims 1, 48, and 95 are amended. No new matter has been added.

Applicants thank the Examiner for the courtesy of the telephonic interview conducted on July 24, 2007.

As discussed during the telephonic interview, the cited references, taken individually or in combination, fail, for example, to disclose, teach, or suggest:

“... creating a log entry in accordance with a match found between the data received at the first hand-held device and data held by a second hand-held device within a short-range communication range of the first hand-held device ...”

as set forth in each of claims 1, 48, and 95 as amended herewith (emphasis added).

The Office Action, apparently equating “Client Computer B” of Robertson with the “first node” of each of claims 1, 48, and 95 prior to the amendment herewith and apparently equating “Client Computer A” of Robertson with the “second node” of each of claims 1, 48, and 95 prior to the amendment herewith, apparently contends that Robertson teaches data received at “Client Computer B” and data held by “Client Computer A,” where “Client Computer A” is within a short-range communication range of “Client Computer B.”

However, as discussed during the telephonic interview, even if such equations are taken to be true for the sake of argument, Applicants respectfully submit that Robertson would still fail, for instance, to disclose, teach, or suggest creating a log entry in accordance with a match found between data received at “Client Computer B” and data held by “Client Computer A.”

Instead, Robertson, as discussed during the telephonic interview, merely discusses “user A submit[ing] an address change from their client computer 370A,” “server 330 updat[ing] user A’s address information in the server database 340,” “issu[ance] [of] an update notification to the client computer 370B used by user B,” “perform[ance] [of] the synchronization operation,” and “PDA database 390 ha[ving] the same information for user A as the server database 340”:

“[a] data flow diagram illustrating the operation of the alternative embodiment is shown in FIG. 14. In the illustrated situation a user A submits an address change from their client computer 370A. In response to the update, the personal contact manager 343 running on the server 330 updates user A’s address information in the server database 340 (not shown) and issues an update notification to the client computer 370B used by user B, who is a contact of user A. This alternative embodiment assumes that user B has a PIM (also referred to as a personal digital assistant or PDA) that they would like to synchronize with the server database 340. In such a case PIM Software 392 running on the client 370B performs the synchronization operation based on the user A address update information provided by the server 330. Following the synchronization operation, the PDA database 390 has the same information for user A as the server database 340”  
(see Robertson col. 15 ln. 66 - col. 16 ln. 15; emphasis added).

Moreover, as discussed during the telephonic interview, the functionality corresponding to Fig. 14 of Robertson is separate from the functionality corresponding to Appendix A and Appendix I of Robertson.

In view of at least the foregoing, Applicants respectfully submit that claims 1, 48, and 95 at least with the amendments herewith, as well as those claims that depend therefrom, are in condition for allowance.

**VII.        Addition of Claim 96**

With this response Applicants add claim 96. No new matter has been added.

Applicants respectfully submit that claim 96 is in condition for allowance for at least the same reasons that claims 1, 48, and 95 are allowable.

**VIII.       Dependent Claims**

Applicants do not believe it is necessary at this time to further address the rejections of the dependent claims as Applicants believe that the foregoing places the independent claims in condition for allowance. Applicants, however, reserve the right to further address those rejections in the future should such a response be deemed necessary and appropriate.

*(Continued on next page)*

**CONCLUSION**

Applicants respectfully submit that this application is in condition for allowance for which action is earnestly solicited.

If a telephone conference would facilitate prosecution of this application in any way, the Examiner is invited to contact the undersigned at the number provided.

**AUTHORIZATION**

The Commissioner is hereby authorized to charge any fees which may be required for this amendment, or credit any overpayment to Deposit Account No. 13-4500, Order No. 4208-4121US1.

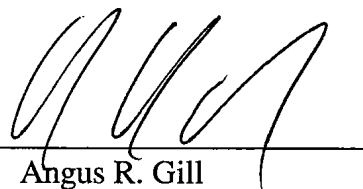
Furthermore, in the event that an extension of time is required, the Commissioner is requested to grant a petition for that extension of time which is required to make this response timely and is hereby authorized to charge any fee for such an extension of time or credit any overpayment for an extension of time to the above-noted Deposit Account and Order No.

Respectfully submitted,

MORGAN & FINNEGAN, L.L.P.

Dated: July 26, 2007

By:

A handwritten signature in black ink, appearing to be 'Angus R. Gill', written over a horizontal line.

Angus R. Gill  
Registration No. 51,133

**Mailing Address:**  
MORGAN & FINNEGAN, L.L.P.  
3 World Financial Center  
New York, New York 10281-2101  
(212) 415-8700  
(212) 415-8701 (Fax)